

INDIANA COLLECTION  
VETERANS

CONSTITUTION

AND

BY - LAWS



DISABLED AMERICAN VETERANS

DEPARTMENT OF INDIANA

C O N S T I T U T I O N

A N D

B Y     L A W S

D I S A B L E D   A M E R I C A N   V E T E R A N S

D E P A R T M E N T   O F   I N D I A N A

C O N S T I T U T I O N

A N D

B Y - L A W S

of the

DISABLED AMERICAN VETERANS

DEPARTMENT OF INDIANA

As amended on Saturday, June 14, 1958,

South Bend, Indiana

State Convention

Department of Indiana  
Disabled American Veterans  
438 K. of P. Building  
Indianapolis 4, Indiana

# C O N S T I T U T I O N

## PREAMBLE

FOR GOD AND NATION, AND FOR OUR COMMON-WEALTH, WE FORMER MEMBERS OF THE ARMED FORCES OF THE UNITED STATES HAVING AIDED IN MAINTAINING THE HONOR, INTEGRITY, AND SUPREMACY OF OUR COUNTRY, HOLDING IN REMEMBRANCE THE SACRIFICES IN COMMON MADE AND DRAWN TOGETHER BY STRONG BONDS OF RESPECT AND MUTUAL SUFFERING, SOLEMNLY AND FIRMLY ASSOCIATE OURSELVES TOGETHER IN CREATING THE DISABLED AMERICAN VETERANS, THE PRINCIPLES AND PURPOSES OF WHICH SHALL BE SUPREME ALLEGIANCE TO THE UNITED STATES OF AMERICA, FIDELITY TO ITS CONSTITUTION AND LAWS; TO HOLD ALOFT THE TORCH OF TRUE PATRIOTISM; TO STRIVE FOR A BETTER UNDERSTANDING BETWEEN NATIONS THAT PEACE AND GOOD WILL MAY PREVAIL; TO CHERISH AND PRESERVE THE MEMORIES OF OUR MILITARY ASSOCIATION; AND TO AID AND ASSIST WORTHY WARTIME DISABLED VETERANS, THEIR WIDOWS, THEIR ORPHANS AND THEIR DEPENDENTS.

## ARTICLE I -- NAME

"THE NAME OF THIS ORGANIZATION SHALL BE  
DISABLED AMERICAN VETERANS, DEPARTMENT OF  
INDIANA."

## ARTICLE II -- PURPOSE

TO UPHOLD AND MAINTAIN THE CONSTITUTION AND  
THE LAWS OF THE UNITED STATES; TO REALIZE THE  
TRUE AMERICAN IDEALS AND AIMS FOR WHICH THOSE  
ELIGIBLE TO MEMBERSHIP FOUGHT; TO ADVANCE THE  
INTEREST AND WORK FOR THE BETTERMENT OF ALL  
WOUNDED, GASSED, INJURED AND DISABLED VETERANS;  
TO COOPERATE WITH THE UNITED STATES VETERANS  
ADMINISTRATION AND ALL OTHER PUBLIC AND PRIVATE  
AGENCIES DEVOTED TO THE CAUSE OF IMPROVING AND  
ADVANCING THE CONDITION, HEALTH AND INTEREST OF  
ALL WOUNDED, GASSED, INJURED, AND DISABLED  
VETERANS; TO STIMULATE A FEELING OF MUTUAL DE-  
VOTION, HELPFULNESS AND COMRADESHIP AMONG ALL  
WOUNDED, GASSED, INJURED AND DISABLED VETERANS;  
TO SERVE OUR COMRADES, OUR COMMUNITIES AND OUR  
COUNTRY; AND TO ENCOURAGE IN ALL PEOPLE THAT  
SPIRIT OF UNDERSTANDING WHICH WILL GUARD AGAINST  
FUTURE WARS.

### ARTICLE III -- MEMBERSHIP

ANY MAN OR WOMAN INJURED OR DISABLED IN LINE OF DUTY DURING TIME OF WAR IS ELIGIBLE FOR MEMBERSHIP IN THE DISABLED AMERICAN VETERANS.

THE DISABLED AMERICAN VETERANS SHALL NOT HAVE HONORARY MEMBERS.

### ARTICLE IV -- POWERS

TO HAVE PERPETUAL SUCCESSION, WITH POWER TO SUE AND BE SUED IN COURTS OF LAW AND EQUITY; TO RECEIVE, HOLD, OWN, USE AND DISPOSE OF SUCH REAL ESTATE AND PERSONAL PROPERTY AS SHALL BE NECESSARY FOR ITS CORPORATE PURPOSES; TO ADOPT A CORPORATE SEAL AND ALTER THE SAME AT PLEASURE, TO ADOPT A CONSTITUTION, BY-LAWS AND REGULATION TO CARRY ON ITS PURPOSES NOT INCONSISTENT WITH THE LAWS OF THE UNITED STATES OR ANY STATE; TO USE, IN CARRYING OUT THE PURPOSES OF THE CORPORATION, SUCH EMBLEMS AND BADGES AS IT MAY ADOPT, TO ESTABLISH AND MAINTAIN OFFICES FOR THE CONDUCT OF ITS BUSINESS; TO ESTABLISH STATE AND TERRITORIAL ORGANIZATION AND LOCAL CHAPTER OR POST ORGANIZATIONS; TO PUBLISH A NEWSPAPER OR OTHER PUBLICATION DEVOTED TO THE PURPOSES OF THE CORPORATION AND GENERALLY TO DO ANY AND ALL SUCH

ACTS AND THINGS AS MAY BE NECESSARY AND PROPER  
IN CARRYING INTO EFFECT THE PURPOSES OF THE  
CORPORATION.

#### ARTICLE V -- LEGISLATION

SECTION 1. THE SUPREME LEGISLATIVE POWERS  
OF THIS ORGANIZATION SHALL BE VESTED IN EACH  
STATE CONVENTION WHICH SHALL CONVENE ANNUALLY  
AND WHICH SHALL BE COMPOSED OF THE STATE  
OFFICERS AND DELEGATES ELECTED BY THE CHAPTERS.

SECTION 2. EACH STATE CONVENTION SHALL  
ELECT A COMMANDER AND A VICE-COMMANDER AND SUCH  
OTHER OFFICERS AS MAY BE SET FORTH IN THE STATE  
BY-LAWS.

#### ARTICLE VI -- ADMINISTRATION

THE ADMINISTRATIVE AFFAIRS OF THE ORGANI-  
ZATION SHALL BE VESTED IN THE STATE EXECUTIVE  
COMMITTEE WHICH SHALL BE COMPOSED OF THE STATE  
COMMANDER, THE RETIRING PAST STATE COMMANDER AND  
ALL ELECTIVE OFFICERS, AND THE FOUR MOST IMMED-  
IATE PAST STATE COMMANDERS WHO ARE IN ATTENDANCE  
AT A MEETING OF SUCH STATE EXECUTIVE COMMITTEE  
PROVIDED, HOWEVER, THAT IN THE CASE OF SUCH  
FOUR PAST STATE COMMANDERS, NO EXPENSE SHALL BE

PAID TO THEM BY THIS ORGANIZATION FOR THEIR ATTENDANCE. THE STATE ADJUTANT, THE STATE JUDGE ADVOCATE, STATE SERVICE OFFICER, AND THE STATE LEGISLATIVE CHAIRMAN SHALL BE MEMBERS OF THE STATE EXECUTIVE COMMITTEE WITHOUT VOTE.

#### ARTICLE VII -- AUXILIARIES

THIS ORGANIZATION RECOGNIZES A WOMAN'S AUXILIARY AND THE NATIONAL ORDER OF TRENCH RATS AS AUXILIARY UNITS OF THE DISABLED AMERICAN VETERANS, SUBJECT TO ITS SUPERVISION, AND RECOMMENDATIONS.

#### ARTICLE VIII -- AMENDMENTS

THIS CONSTITUTION MAY BE AMENDED AT ANY STATE CONVENTION BY A TWO-THIRDS VOTE OF THE REGULARLY ELECTED AND QUALIFIED DELEGATES THEREOF.

\* \* \* \* \*

S T A T E    B Y    -    -    L A W S

ARTICLE I -- ORGANIZATION

SECTION 1. THE GOVERNING BODIES OF THIS ORGANIZATION SHALL BE THE STATE CONVENTION, THE STATE EXECUTIVE COMMITTEE, AND CHAPTERS.

SECTION 2. EACH SUCH BODY SHALL KEEP RECORDS OF ITS PROCEEDINGS, WHICH SHALL BE OPEN FOR INSPECTION TO ANY RECOGNIZED OFFICER OF THE ORGANIZATION.

ARTICLE II -- STATE CONVENTION

SECTION 1. THE STATE CONVENTION SHALL BE HELD ANNUALLY AT A PLACE TO BE SELECTED IN THE MANNER PROVIDED FOR AT EACH STATE CONVENTION.

SECTION 2. AT THE STATE CONVENTION, EACH ELECTIVE STATE OFFICER SHALL BY THE VIRTUE OF HIS OFFICE IN THE STATE DEPARTMENT AND EACH PAST STATE COMMANDER SHALL BE ENTITLED TO (1) VOTE ON ALL QUESTIONS AND ELECTIONS IN THE STATE DEPARTMENT CONVENTION. EACH CHAPTER SHALL BE ENTITLED TO (1) DELEGATE AND (1) ALTERNATE, AND IN ADDITION THERETO, TO (1) DELEGATE AND (1) ALTERNATE FOR EACH FIFTEEN MEMBERS OR MAJOR FRACTION THEREOF, WHOSE STATE PER CAPITA TAXES HAVE BEEN MAILED TO THE STATE ADJUTANT, ACCOMPANIED BY THE

STATE RECORD AND SUBSCRIPTION CARD FOR THE CURRENT FISCAL YEAR, NOT LESS THAN FIFTEEN DAYS PRIOR TO THE MEETING OF THE SAID SUCCEEDING STATE CONVENTION, PROVIDED THAT THE STATE ADJUTANT MAY ACCEPT NATIONAL AND STATE PER CAPITA TAX ACCOMPANIED BY THE NATIONAL AND STATE RECORD CARDS AT THE STATE CONVENTION, AND PROVIDED, HOWEVER, THAT THE DELEGATES OF ANY CHAPTER WHICH IS INDEBTED TO THE STATE HEAD-QUARTERS FOR DEBTS NOT DUE TO PER CAPITA TAXES, AND INCURRED PRIOR TO THE PRECEDING MARCH FIRST, SHALL NOT BE ENTITLED TO VOTE AT THE STATE CONVENTION, PROVIDED FURTHER, THAT ALL DELEGATES AND ALTERNATES MUST REGISTER AND PAY THE REGISTRATION FEE TO BE ENTITLED TO THE PRIVILEGES OF THE CONVENTION FLOOR.

SECTION 3. EACH DELEGATE TO THE STATE CONVENTION SHALL BE ENTITLED TO ONE VOTE.

THE VOTES OF ANY CHAPTER DELEGATE ABSENT SHALL BE CAST IN THE SAME PROPORTION AS THOSE PRESENT. AN ALTERNATE BECOMES A DELEGATE IN THE ABSENCE OF THE DELEGATE. ALTERNATES SHALL HAVE THE SAME PRIVILEGES AS DELEGATES EXCEPT THE PRIVILEGE OF VOTING.

SECTION 4. THE STATE EXECUTIVE COMMITTEE SHALL HAVE FULL POWER TO PROVIDE IN THE CALL

FOR THE ANNUAL CONVENTION, THE FORM OF CREDENTIALS, AND ALL OTHER MATTERS WITH RESPECT TO THE CONVENING OF SUCH CONVENTION WHICH ARE SPECIFICALLY COVERED BY THESE BY-LAWS. THE STATE EXECUTIVE COMMITTEE SHALL PREPARE AND PRESENT TO THE FIRST SESSION OF THE CONVENTION THE RULES OF THE CONVENTION FOR ITS APPROVAL, MIMEOGRAPHED COPIES SHALL HAVE BEEN PREPARED BY THE STATE ADJUTANT AND MADE AVAILABLE FOR DISTRIBUTION TO THE CONVENTION DELEGATES AT THE TIME OF THEIR REGISTRATION. THE STATE COMMANDER SHALL APPOINT THE STATE CONVENTION CREDENTIALS COMMITTEE OF NOT LESS THAN THREE MEMBERS WHICH SHALL WITH THE ASSISTANCE OF THE STATE ADJUTANT MAKE OUT A ROLL CALL FOR ALL CHAPTERS, SHOWING THE NUMBER OF VOTES TO WHICH EACH CHAPTER IS ENTITLED AND SHALL PRESENT SAME AT FIRST BUSINESS SESSION OF THE CONVENTION, REPORTING AND OFFICIALLY EXTENDING VOTING PRIVILEGE TO THE DELEGATES OF THOSE UNITS WHICH HAVE COMPLIED WITH THE PROVISIONS OF SECTION 2, ARTICLE II THEREOF, PROVIDING THAT THE SUBSEQUENT SESSION DURING THE CONVENTION, THE CONVENTION CREDENTIALS COMMITTEE, SHALL REPORT AND EXTEND OFFICIAL RECOGNITION TO THE DELEGATES TO THOSE UNITS WHICH MAY IN THE MEAN-

TIME HAVE COMPLIED WITH SUCH PROVISIONS OF SECTION 2, ARTICLE II, THEREOF.

### ARTICLE III -- STATE OFFICERS

SECTION 1. THE STATE CONVENTION SHALL ELECT A STATE COMMANDER, A SENIOR VICE COMMANDER, 2ND SENIOR VICE COMMANDER, ONE TO BE ELECTED IN THE NORTHERN PART OF THE STATE AND ONE TO BE ELECTED IN THE SOUTHERN PART OF THE STATE: A JUNIOR VICE COMMANDER, 2ND JUNIOR VICE COMMANDER, 3RD JUNIOR VICE COMMANDER AND 4TH JUNIOR VICE COMMANDER, TWO JUNIOR VICE COMMANDERS TO BE ELECTED IN THE NORTHERN PART OF THE STATE AND TWO FROM THE SOUTHERN PART OF THE STATE; A JUDGE ADVOCATE, STATE CHAPLAIN AND STATE SERGEANT-AT-ARMS, WHO SHALL BE ELECTED ANNUALLY. THERE SHALL NOT BE TWO ELECTIVE OFFICERS CHOSEN FROM THE SAME CHAPTER. A VICE COMMANDER OR A PAST COMMANDER SHALL ON REQUEST OF THE STATE COMMANDER ACT AS CHAIRMAN. HIGHWAY 40 IS TO BE USED AS THE DIVIDING LINE FOR THE PURPOSE OF ELECTION OF OFFICERS WITH RICHMOND, INDIANA, ON THE NORTH AND TERRE HAUTE AND INDIANAPOLIS, INDIANA, ON THE SOUTH.

SECTION 2. THE APPOINTIVE OFFICERS OF THE STATE DEPARTMENT SHALL CONSIST OF AN ADJUTANT,

LEGISLATIVE CHAIRMAN, HISTORIAN, OFFICERS OF THE DAY, AND TWO OR MORE COLOR BEARERS, AND COLOR GUARDS, WHO SHALL BE APPOINTED BY THE STATE COMMANDER WITH APPROVAL OF THE EXECUTIVE COMMITTEE.

SECTION 3. THE DUTIES OF THE COMMANDER SHALL BE TO CALL ALL STATE MEETINGS TO ORDER AND ACT AS CHAIRMAN AT SUCH MEETINGS. HE SHALL MAINTAIN ORDER AND DISPATCH SUCH BUSINESS AS MAY LEGALLY COME BEFORE HIM. HE SHALL PERFORM ALL OTHER DUTIES THAT MAY BE REASONABLY ASSUMED TO BE INCIDENTAL TO HIS OFFICE OR SUCH DELEGATION TO HIM BY THE STATE CONVENTION OR THE EXECUTIVE COMMITTEE.

SECTION 4. THE SENIOR VICE COMMANDERS AND JUNIOR VICE COMMANDERS IN THE ORDER NAMED, SHALL IN THE ABSENCE, DEATH, RESIGNATION OR REMOVAL OF THE COMMANDER, PERFORM THE DUTIES OF THE COMMANDER UNTIL THE COMMANDER RETURNS, OR UNTIL A COMMANDER IS ELECTED IN HIS PLACE.

SECTION 5. THAT EACH STATE COMMANDER SHALL APPOINT TWO MEMBERS, ONE FROM THE NORTH AND ONE FROM THE SOUTH, TO THE STATE FINANCE COMMITTEE WHICH SHALL BE COMPOSED OF FOUR MEMBERS WHICH SHALL PREPARE A BUDGET OF THE RECEIPTS AND EXPENDITURES OF THE DEPARTMENT AND SUBMIT THIS

BUDGET TO THE DEPARTMENT EXECUTIVE COMMITTEE FOR THE GUIDANCE AND UPON THE ADOPTION OF THIS BUDGET BY THE EXECUTIVE COMMITTEE, THAT NO OTHER ITEMS OF EXPENSE SHALL BE DRAWN UNLESS BY DIRECT AFFIRMATIVE ACTION TAKEN BY THE EXECUTIVE COMMITTEE ITSELF. THIS MATTER SHALL BE ACCOMPLISHED AT THE FIRST MEETING OF THE EXECUTIVE COMMITTEE. FOR THE FIRST YEAR, DUE TO THE FACT THAT THERE IS NOT NOW A PERMANENT STATE FINANCE COMMITTEE WHICH WOULD REPLACE THE STATE TREASURER, THE INCOMING STATE COMMANDER OF THE STATE CONVENTION WHO IS ELECTED JUNE 14, 1958, IN SOUTH BEND, INDIANA, SHALL APPOINT THE STATE FINANCE COMMITTEE WHICH SHALL CONSIST OF FOUR MEMBERS, ONE FROM THE NORTH AND ONE FROM THE SOUTH FOR A ONE YEAR PERIOD, AND ONE FROM THE NORTH AND ONE FROM THE SOUTH FOR A TWO YEAR PERIOD, AND THAT AT EACH SUCCEEDING STATE CONVENTION THE NEWLY ELECTED STATE COMMANDER SHALL APPOINT TWO NEW MEMBERS, ONE FROM THE NORTH AND ONE FROM THE SOUTH TO SERVE FOR A TWO YEAR PERIOD.

SECTION 6. THE ADJUTANT SHALL KEEP A TRUE AND COMPLETE RECORD OF ALL BUSINESS CONDUCTED BY THE STATE DEPARTMENT AND ITS EXECUTIVE COMMITTEE, HE SHALL CONDUCT ALL NECESSARY CORRESPONDENCE; CARRY INTO EFFECT THE MOTIONS, ORDERS AND RESO-

LUTIONS OF THE STATE CONVENTION AND ITS EXECUTIVE COMMITTEE NOT OTHERWISE ASSIGNED; KEEP MEMBERSHIP LISTS AND LISTS OF ALL ELIGIBLES TO MEMBERSHIP, COLLECT ALL MONIES DUE THE STATE DEPARTMENT, KEEP RECORDS OF ALL INCOMES AND EXPENDITURES, AND DEPOSIT SAME IN A BANK AND SIGN ALL CHECKS. OFFICIALLY NOTIFY ALL CHAPTERS IN THE STATE DEPARTMENT AT LEAST TWO WEEKS IN ADVANCE OF STATE MEETINGS, OFFICIALLY NOTIFY MEMBERS OF THEIR ELECTIONS AS OFFICERS OR DELEGATES; OF APPOINTEES TO COMMITTEES; KEEP A PERPETUAL INVENTORY OF ALL STATE DEPARTMENT PROPERTY AND EFFECTIVENESS OF THE DISABLED AMERICAN VETERANS.

SECTION 7. THE CHAPLAIN OF THE STATE DEPARTMENT SHALL PERFORM SUCH DUTIES AS ARE PRESCRIBED IN THE OFFICIAL RITUAL OF THE NATIONAL CONSTITUTION AND ALL SUCH OTHER DUTIES AS MIGHT BE INCUMBENT UPON HIS OFFICE.

SECTION 8. THE SERGEANT-AT-ARMS SHALL BE RESPONSIBLE FOR THOSE PRESENT IN A CONVENTION AS TO THEIR ELIGIBILITY FOR PARTICIPATION THEREIN, AND SHALL REPORT HIS FINDINGS TO THE COMMANDER. HE SHALL OBEY AND ENFORCE THE ORDERS OF THE COMMANDER IN PRESERVING ORDER AT THE CONVENTION AND SHALL ALLOW NO-ONE TO ENTER OR DEPART DURING

THE OPENING CEREMONIES.

SECTION 9. THE OFFICER OF THE DAY AND COLOR BEARERS AND COLOR GUARDS, SHALL PERFORM SUCH DUTIES AS ARE PRESCRIBED IN THE OFFICIAL RITUAL OF THE NATIONAL ORGANIZATION.

SECTION 10. THE HISTORIAN SHALL BE THE PUBLICITY OFFICER OF THE STATE DEPARTMENT AND SHALL REGULARLY FURNISH PROPER PUBLICITY MATTER FOR THE STATE NEWSPAPERS AND FOR THE NATIONAL DEPARTMENT WITH THE APPROVAL OF THE STATE COMMANDER.

SECTION 11. STATE JUDGE ADVOCATE WHO SHALL BE RESPONSIBLE FOR ALL LEGAL MATTERS CONCERNING THE DEPARTMENT OF WHICH THERE MAY BE A REASONABLE DOUBT. ALL QUESTIONABLE ITEMS MAY BE REFERRED TO THE STATE JUDGE ADVOCATE BY EITHER THE DEPARTMENT COMMANDER OR THE STATE ADJUTANT WHO SHALL THEREUPON FURNISH HIS REACTION THERETO IN WRITING, PROVIDED, HOWEVER, THAT FINAL AUTHORITY SHALL REST WITHIN THE EXECUTIVE COMMITTEE, AND HE SHALL BE AVAILABLE DURING ALL OF THE STATE CONVENTION MEETINGS AND ALL EXECUTIVE COMMITTEE MEETINGS.

SECTION 12. THE STATE COMMANDER SHALL SERVE AS DELEGATE OF THE DEPARTMENT AT THE NATIONAL CONVENTION AND THE STATE ADJUTANT SHALL

SERVE AS ALTERNATE.

SECTION 13. THE TENURE OF OFFICE OF THE APPOINTED OFFICERS SHALL BE AT THE PLEASURE OF THE APPOINTING POWER PROVIDING THAT NO TERM OF OFFICE SHALL EXCEED THAT OF THE APPOINTING POWER; THAT ALL APPOINTMENTS OF OFFICERS BY THE STATE COMMANDER SHALL BE AFFIRMED BY THE STATE EXECUTIVE COMMITTEE AND LIKEWISE THE REMOVAL OF ANY OFFICERS BY THE STATE COMMANDER SHALL BE APPROVED BY THE STATE EXECUTIVE COMMITTEE.

SECTION 14. THE LEGISLATIVE CHAIRMAN REGULARLY APPOINTED SHALL BE A MEMBER OF THE STATE EXECUTIVE COMMITTEE WITHOUT VOTE AND SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF SAID COMMITTEE IN REGARD TO TRAVEL AND CONVENTION EXPENSES.

#### ARTICLE IV -- STATE EXECUTIVE COMMITTEE

SECTION 1. THERE SHALL BE A STATE EXECUTIVE COMMITTEE WHICH SHALL CONSIST OF THE RETIRING PAST STATE COMMANDER AND THE NEWLY ELECTED OFFICERS, AND THE FOUR MOST IMMEDIATE PAST STATE COMMANDERS WHO ARE IN ATTENDANCE AT A MEETING OF SUCH STATE EXECUTIVE COMMITTEE PROVIDED, HOWEVER, THAT IN THE CASE OF SUCH FOUR PAST STATE COMMANDERS, NO EXPENSE SHALL BE PAID TO THEM BY THIS

ORGANIZATION FOR THEIR ATTENDANCE. THE STATE LEGISLATIVE CHAIRMAN, AND THE STATE ADJUTANT SHALL SERVE WITHOUT VOTING POWER. THE STATE ADJUTANT SHALL ACT AS SECRETARY OF THE EXECUTIVE COMMITTEE.

SECTION 2. THE TERM OF OFFICE OF ALL STATE EXECUTIVE COMMITTEEMEN SHALL BEGIN IMMEDIATELY UPON THE ADJOURNMENT OF THE STATE CONVENTION AT WHICH THEY WERE ELECTED AND SHALL END AT THE ADJOURNMENT OF THE NEXT SUCCEEDING STATE CONVENTION. IN THE EVENT OF DEATH, RESIGNATION OR INDEFINITE ABSENCE FROM THE STATE OF THE STATE EXECUTIVE COMMITTEEMAN, HE SHALL BE REPLACED BY A MAJORITY VOTE OF THE OTHER EXECUTIVE COMMITTEEMEN.

SECTION 3. BETWEEN STATE CONVENTIONS, ALL LEGISLATIVE, ADMINISTRATIVE AND EXECUTIVE MATTERS NOT OTHERWISE SPECIFICALLY COVERED BY PROVISIONS OF THE CONSTITUTION OR BY LAWS OR RESOLUTIONS ADOPTED BY PRECEDING CONVENTIONS SHALL BE DETERMINED BY A MAJORITY VOTE OF THE STATE EXECUTIVE COMMITTEE.

SECTION 4. WITHIN TWENTY-FOUR HOURS AFTER THE ADJOURNMENT OF THE STATE CONVENTION, SAID EXECUTIVE COMMITTEE SHALL MEET IN THE CITY IN WHICH THE STATE CONVENTION WAS HELD, TO

DETERMINE INSOFAR AS POSSIBLE, POLICIES TO BE ADHERED TO BY THE EXECUTIVE OFFICERS OF THIS DEPARTMENT, UNTIL THE TIME OF THE NEXT ANNUAL STATE CONVENTION, OR UNTIL SUCH POLICIES MAY BE MODIFIED BY A SUBSEQUENT MEETING OF THE STATE EXECUTIVE COMMITTEE. THE STATE EXECUTIVE COMMITTEE MAY, AT ITS DISCRETION, MAKE PROVISIONS FOR PAYMENT OF A SALARY AND TRAVELING EXPENSES TO THE STATE ADJUTANT, AND TRAVELING EXPENSES TO THE STATE COMMANDER, AND STATE FINANCE COMMITTEE AND OTHER OFFICERS IN WHICH EVENT, THE STATE ADJUTANT SHALL ALSO ACT AS EXECUTIVE SECRETARY FOR THIS DEPARTMENT AND MAY MAKE PROVISION FOR THE ACCOMPLISHMENT OF THE PURPOSES OF THIS DEPARTMENT. IN THE EVENT THAT THE ADJUTANT IS DESIGNATED AS EXECUTIVE SECRETARY AND IS PROVIDED WITH OFFICIAL FACILITIES, A BUDGET OF THE EXPENDITURE SHALL BE MADE UP BY THE FINANCE COMMITTEE AND APPROVED BY THE STATE EXECUTIVE COMMITTEE AND SHALL THEREUPON BE IN CHARGE OF SUCH OFFICE AND OF ITS PERSONNEL INCLUDING THE STATE SERVICE OFFICER OR OFFICERS.

SECTION 5. THE STATE COMMANDER OR ANY MAJORITY OF MEMBERS OF THE STATE EXECUTIVE COMMITTEE SHALL HAVE THE AUTHORITY TO CALL FOR A

MEETING OF THE ENTIRE STATE EXECUTIVE COMMITTEE AT ANY TIME BETWEEN STATE CONVENTIONS, PROVIDED, HOWEVER, THAT WRITTEN NOTICE OF THE TIME AND PLACE SHALL HAVE BEEN GIVEN TO ALL MEMBERS OF THE STATE EXECUTIVE COMMITTEE TO PRESENT THEREAT. A SPECIAL MEETING OF THE STATE EXECUTIVE COMMITTEE SHALL BE CALLED ONLY IN THE EVENT THAT IT WOULD APPEAR THAT THERE WAS A REAL NECESSITY THEREOF.

SECTION 6. A MAJORITY OF THE MEMBERS OF THE EXECUTIVE COMMITTEE SHALL CONSTITUTE A QUORUM TO CONDUCT SUCH BUSINESS AS MAY COME BEFORE ANY OF ITS MEETINGS.

SECTION 7. EITHER THE STATE COMMANDER OR THE STATE ADJUTANT SHALL HAVE THE POWER TO SUBMIT IN WRITING TO THE MEMBERS OF THE EXECUTIVE COMMITTEE A REFERENDUM ON ANY QUESTION WHICH SUCH OFFICER MAY DEEM OF SUFFICIENT IMPORTANCE TO BE REFERRED, ANY SUCH QUESTION AS MAY BE DETERMINED ON THE BASIS OF A WRITTEN BALLOT FROM THE MAJORITY OF THE MEMBERS OF THE STATE EXECUTIVE COMMITTEE SHALL BE CONSIDERED AS HAVING BEEN ADOPTED AND APPROVED BY THE STATE EXECUTIVE COMMITTEE, AND THE EXECUTIVE OFFICER OF THIS DEPARTMENT SHALL THEREUPON BE GUIDED ACCORDINGLY. THE RESULT OF THE VOTES ON ANY

REFERENDUM AND BALLOT SHALL BE CONVEYED IN WRITING BY THE DEPARTMENT ADJUTANT TO ALL MEMBERS OF THE EXECUTIVE COMMITTEE.

SECTION 8. ALL LEGAL MATTERS CONCERNING WHICH THERE MAY BE REASONABLE DOUBT MAY BE REFERRED EITHER BY THE DEPARTMENT COMMANDER OR STATE ADJUTANT TO THE STATE JUDGE ADVOCATE, WHO SHALL THEREUPON FURNISH HIS REACTION THERETO IN WRITING, PROVIDED HOWEVER, THAT FINAL AUTHORITY SHALL REST WITH THE EXECUTIVE COMMITTEE.

SECTION 9. SUBJECT TO APPROVAL OF THE STATE EXECUTIVE COMMITTEE, THE STATE COMMANDER SHALL HAVE THE POWER TO APPOINT ANY SUCH COMMITTEE TO FUNCTION IN ANY MATTERS WHICH HE MAY DEEM NECESSARY, BUT, IN NO CASE, IS ANY SUCH COMMITTEE TO GIVE PUBLICITY TO ANY OF ITS FINDINGS OR RECOMMENDATIONS WITHOUT THE CONSENT OF THE STATE COMMANDER, NOR SHALL ANY SUCH COMMITTEE INCUR ANY EXPENSE WITHOUT PRIOR AUTHORIZATION FROM THE STATE EXECUTIVE COMMITTEE.

SECTION 10. NATIONAL HEADQUARTERS IS MANDATED TO SECURE A BLANKET (POSITION) BOND COVERING THE FINANCE OFFICERS OF THE STATE DEPARTMENT IN THE AMOUNT OF \$1,000.00.

## ARTICLE V -- POLICY

SECTION 1. NO CHAPTER SHALL IN ANY OFFICIAL CAPACITY TAKE ANY PART IN PARTISAN, POLITICAL OR SECTARIAN QUESTIONS OR IN ANY INDUSTRIAL DISPUTES.

SECTION 2. NO PAID EMPLOYEE OF THE DEPARTMENT OF INDIANA, WHILE A MEMBER IN GOOD STANDING IN THE DAV SHALL BE DISCHARGED OR HIS EMPLOYMENT TERMINATED INVOLUNTARILY EXCEPT AFTER A PERSONAL HEARING UPON THIRTY (30) DAY'S WRITTEN NOTICE BEFORE THE STATE EXECUTIVE COMMITTEE AND THE APPROVAL OF THAT COMMITTEE BY A TWO-THIRDS VOTE, WHICH ACTION SHALL BE FINAL. THE STATE COMMANDER MAY SUSPEND ANY APPOINTIVE PAID OR NON-PAID OFFICER OR EMPLOYEE, WITHOUT FIRST PREFERRING CHARGES, FOR A PERIOD WITHIN HIS DISCRETION, BUT NOT TO EXCEED THIRTY (30) DAYS UNLESS CHARGES ARE FILED SHALL BECOME OPERATIVE.

SECTION 3. WE HEREBY ADOPT ARTICLE XII OF OUR NATIONAL BY-LAWS IN TOTO WITH REFERENCE TO CHARGES AND TRIALS.

## ARTICLE VI -- AMENDMENTS

SECTION 1. THESE BY-LAWS MAY BE AMENDED AT ANY STATE CONVENTION BY THE VOTE OF THE MAJORITY OF THE TOTAL AUTHORIZED REPRESENTATION

THEREAT PROVIDED THAT THE PROPOSED AMENDMENT SHALL HAVE BEEN READ TO SUCH CONVENTION AT LEAST ONE CALENDAR DAY BEFORE THE VOTE THEREON.

#### ARTICLE VII -- FINANCES

SECTION 1. THE ANNUAL AMOUNT OF STATE PER CAPITA TAX FOR EACH MEMBER OF THE CHAPTER SHALL BE \$2.00 EFFECTIVE FIRST DAY OF FISCAL YEAR JULY 1, 1958.

SECTION 2. THE STATE PER CAPITA TAXES SHALL BE COLLECTED BY EACH CHAPTER, AND SHALL BE TRANSMITTED DIRECTLY TO THE STATE ADJUTANT TOGETHER WITH THE STATE, NATIONAL AND RECORD SUBSCRIPTION CARDS.

SECTION 3. ALL CHAPTERS OR THEIR AUXILIARIES SHALL REMIT TO THE STATE DEPARTMENT TWENTY PER CENT (20%) OF THE NET PROCEEDS OF THEIR FORGET-ME-NOT DRIVE, PROVIDED FURTHER, THAT WHERE THE CHAPTER PUTS ON A FINANCE PROJECT USING A PROMOTER, WHETHER A MEMBER OF THE DAV OR NOT, THEY SHALL REMIT TWENTY PER CENT (20%) OF THE NET PROCEEDS OF SAID FINANCE PROJECT TO THE STATE DEPARTMENT. NO CHAPTER OR ITS AUXILIARY SHALL CONDUCT ANY FUND RAISING PROJECT WHERE USING AN OUTSIDE PROMOTER WITHOUT FIRST GETTING THE APPROVAL OF THE STATE EXECUTIVE

COMMITTEE; PROVIDED FURTHER, THAT A PROMOTER MUST POST A ONE THOUSAND DOLLAR (\$1,000.00) PERFORMANCE BOND BEFORE A CONTRACT BE APPROVED BY THE CHAPTER AND THE STATE EXECUTIVE COMMITTEE.

SECTION 4. ALL CHAPTERS MUST SUBMIT TO THE STATE DEPARTMENT AN ANNUAL REPORT ON OR BEFORE THE FIRST DAY OF MAY EACH YEAR OF THE CHAPTER'S FINANCES. THE STATE DEPARTMENT SHALL SUBMIT TO ALL CHAPTERS AN ANNUAL REPORT OF THE STATE DEPARTMENT FINANCES.

SECTION 5. IF, IN ANY CITY WHERE THERE ARE MORE THAN ONE CHAPTER, IT IS DESIRED BY ONE CHAPTER TO CONDUCT A PARTICULAR CITY-WIDE FINANCE RAISING PROJECT, THEN SUCH CHAPTER SHALL ADVISE ALL OTHER CHAPTERS IN SUCH CITY OF ITS INTENTION TO REQUEST APPROVAL, AND ANY CHAPTER OPPOSING THE SAME, SHALL IMMEDIATELY FILE ITS OBJECTION THERETO WITH STATE DEPARTMENT.

SECTION 6. NO CHAPTER, AUXILIARY OR SUBORDINATE UNIT SHALL CONDUCT A FUND-RAISING DRIVE IN THE TERRITORY OF ANY OTHER CHAPTER OR UNIT UNLESS THE APPROVAL OF THE CHAPTER CONCERNED IS FIRST RECEIVED, EXCEPT AS OTHERWISE EXPRESSLY PROVIDED IN THIS ARTICLE.

